

**BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA**

Order Instituting Rulemaking on the  
Commission's Own Motion into Competition for  
Local Exchange Service.

Rulemaking 95-04-043  
(Filed April 26, 1995)

Order Instituting Investigation on the  
Commission's Own Motion into Competition for  
Local Exchange Service.

Investigation 95-04-044  
(Filed April 26, 1995)

**ADMINISTRATIVE LAW JUDGE'S RULING RECEIVING INTO THE  
RECORD DATA RESPONSES (UNDER SEAL) ON  
NUMBER POOLING COST RECOVERY**

This ruling is issued to receive into the record certain data provided by SBC California (SBC) in response to questions submitted by the Commission's Telecommunications Division relating to SBC's request for recovery of costs attributable to state-mandated number pooling. This ruling specifically provides notice that the data response materials as provided by SBC by transmittal letter dated June 14, 2002, relating to its request for number pooling cost recovery, are hereby made a part of the formal record in this phase of the proceeding.

The responses provided by SBC by its transmittal letter dated June 14, 2002 contained information that SBC considers to be proprietary, and subject to confidentiality protections under General Order (GO) 66-C and Pub. Util. Code § 583. Those materials provided in SBC's June 14, 2002 response,

designated as confidential, are thus hereby received into the record under seal subject to confidentiality protections under GO 66-C and Pub. Util. Code § 583.

The data response materials designated as confidential shall be made a part of the record to this proceeding as proprietary materials, and as such, shall be received and filed under seal subject to the nondisclosure provisions of GO 66-C and Pub. Util. Code § 583. These materials shall remain under seal for a period of one year from the effective date of this ruling unless SBC makes a timely request for extension of confidential treatment by filing a separate motion with good cause shown at least one month prior to the expiration of the confidential treatment.

The referenced June 14, 2002 data response materials hereby received into the record also include responses that SBC originally designated as confidential, but no longer assert is confidential. Specifically SBC does not object to public disclosure of the fact that SBC's \$5.5 million Numbering Plan Area (NPA) relief cost estimate represents an average over SBC's 13-state region rather than costs incurred for California-only NPA relief, and that the estimated range for the \$5.5 million spans \$4.3 and \$6.4 million. SBC used the \$5.5 million-per-NPA relief cost estimate as an input into its calculation of estimated savings attributable to number pooling.

Likewise, SBC has stated that it does not object to public disclosure of the aggregate total of NPA relief costs on a California-specific basis for NPA relief as provided in its June 14, 2002 data response, as long as the specific relief costs for individual California NPAs is not disclosed. The aggregate costs reported by SBC for California-specific NPA relief in those NPA regions for which it provided data in its June 14, 2002 response totaled \$62,896,700 in nominal dollars. While the actual individual relief costs for each respective NPA is

considered proprietary by SBC, it is understood that SBC does not object to disclosure of an average per-NPA California-specific relief cost figure, based upon the \$62, 896,700 aggregate relief costs.

**IT IS RULED** that:

1. The materials provided by SBC California (SBC), as identified in this ruling relating to its number pooling cost recovery June 14, 2002 data response, are hereby received into the formal record of this phase of the proceeding as proprietary materials, and shall be filed under seal subject to confidentiality protections under General Order 66-C and Pub. Util. Code § 583.

2. The materials identified as confidential shall remain under seal for a period of one year from the effective date of this ruling unless SBC makes a timely request for extension of confidential treatment by filing a separate motion with good cause shown at least one month prior to the expiration of the confidential treatment.

3. The additional responsive information provided by SBC, as identified above in this ruling, for which SBC does not assert the claim of confidentiality are also hereby received into the record by reference. While the actual individual relief costs for each respective Numbering Plan Area (NPA) is considered proprietary by SBC, it is understood that SBC does not object to disclosure of an average per NPA California-specific relief cost figure, based upon the \$62,896,700 aggregate NPA relief costs indicated in its data response.

Dated December 5, 2003 in San Francisco, California.

\_\_\_\_\_/s/ THOMAS R. PULSIFER\_\_\_\_\_  
Thomas R. Pulsifer  
Administrative Law Judge

R.95-04-043, I.95-04-044 TRP/hf1

### **CERTIFICATE OF SERVICE**

I certify that I have by mail, and by electronic mail to the parties to which an electronic mail address has been provided, this day served a true copy of the original attached Administrative Law Judge's Ruling Receiving into the Record Data Responses (Under Seal) on Number Pooling Cost Recovery on all parties of record in this proceeding or their attorneys of record.

Dated December 5, 2003, at San Francisco, California.

/s/ HELEN FRIEDMAN  
Helen Friedman

### **N O T I C E**

Parties should notify the Process Office, Public Utilities Commission, 505 Van Ness Avenue, Room 2000, San Francisco, CA 94102, of any change of address to ensure that they continue to receive documents. You must indicate the proceeding number on the service list on which your name appears.

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If specialized accommodations for the disabled are needed, e.g., sign language interpreters, those making the arrangements must call the Public Advisor at (415) 703-2074, TTY 1-866-836-7825 or (415) 703-5282 at least three working days in advance of the event.